

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

---

SAM L. CARTER, derivatively on behalf  
of GULFPORT ENERGY CORP.,

Plaintiff,

v.

DAVID M. WOOD, KERI CROWELL,  
QUENTIN R. HICKS, DAVID L.  
HOUSTON, BEN T. MORRIS, C.  
DOUG JOHNSON, DEBORAH G.  
ADAMS, and PAUL D. WESTERMAN,

Defendants,

- and -

GULFPORT ENERGY CORP.,

Nominal Defendant.

---

C.A. No. 1:20-cv-00839-MN

**NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE**

**WHEREAS**, no Defendant in the above-captioned action has served an answer or moved for summary judgment. No compensation has been rendered to Plaintiff in return for this dismissal. Plaintiff has not previously dismissed an action based on or including the same claims as presented in this instant action.

**NOTICE IS HEREBY GIVEN** that, pursuant to Rule 41(a)(1)(A)(i), Plaintiff Sam L. Carter hereby voluntarily dismisses the claims in the above-captioned action, without prejudice, as to all Defendants.

Dated: October 6, 2020

Respectfully submitted,

**O'KELLY & ERNST, LLC**

/s/ Ryan M. Ernst

Ryan M. Ernst (Bar No. 4788)  
824 N. Market Street, Ste. 1001A  
Wilmington, DE 19801  
Tel: (302) 778-4000  
Fax: (302) 295-2873  
Email: rernst@oelegal.com

*Counsel for Plaintiff*

OF COUNSEL:

**POMERANTZ LLP**

Gustavo F. Bruckner  
Daryoush Behbood  
600 Third Avenue  
New York, NY 10016  
(212) 661-1100  
Email: gfbruckner@pomlaw.com  
dbehbood@pomlaw.com

Kip B. Shuman

**SHUMAN, GLENN & STECKER**

100 Pine Street, Ste. 1250

San Francisco, CA 94111

Tel. (303) 861-3003

Email: kip@shumanlawfirm.com

Rusty E. Glenn

**SHUMAN, GLENN & STECKER**

600 17th Street, Suite 2800 South

Denver, CO 80202

Tel. (303) 861-3003

Email: rusty@shumanlawfirm.com

Brett D. Stecker

**SHUMAN, GLENN & STECKER**

326 W. Lancaster Avenue

Ardmore, PA 19003

Tel. (303) 861-3003

Email: brett@shumanlawfirm.com